

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Larry B. Gray Confirmation No. 5527
 Serial No.: 09/665,668 Art Unit: 3773
 Filed : September 20, 2000 Examiner: Vy Q. Bui
 For : AXIALLY FLEXIBLE STENT

I hereby certify that this correspondence is being transmitted via The Office electronic filing system (EFS) in accordance with 37 CFR 1.6(a)(4).

Date of Electronic (EFS) Transmission: January 28, 2010

Signature: /Sandy Crawford/ Name: Sandy Crawford

To: Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 30, 2009 finally rejecting Claims 21 and 22 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection was granted on _____ for month(s).
2. A Petition For Extension Of Time under 37 CFR 1.136 is requested herewith.
3. A timely response to the final rejection has been filed.
4. Fee \$540.00: for filing of Notice of Appeal
 Not required (fee paid in prior appeal)
 Charge to Deposit Account No. 10-0750/JJI0049USNP/PAC.
 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/JJI0049USNP/PAC.

Respectfully submitted,

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